

REPORT OF THE BOARD OF STEWARDS
STATE OF CALIFORNIA
ARNOLD SCHWARZENEGGER, GOVERNOR

To the California Horse Racing Board

Honorable Richard B. Shapiro, Chairman
Honorable John C. Harris, Vice Chairman
Honorable John W. Amerman, Member
Honorable John Andreini, Member
Honorable Jesse H. Choper, Member
Honorable Marie G. Moretti, Member
Honorable Jerry Moss, Member
Ingrid Fermin, Executive Director
Richard “Bon” Smith, Assistant Executive Director

BOARD OF STEWARDS

Randy Winick- Darrel McHargue – Dennis Nevin

Report for the period Friday October 17- Sunday October 21, 2007

10/17 WEDNESDAY

(1) CAL-BRED REPORT

The Cal-Bred race for Three Year Olds, claiming \$7,000-\$8,000, one mile was used open with seven starters.

(2) DAN MORGAN (07BM115)

Ruling # 40

Trainer Dan Morgan, who started the horse EZ DREAMER, first place finisher in the fourth race at Bay Meadows Race Course on September 13, 2007, is fined the sum of four hundred dollars (\$400.00)* pursuant to California Horse Racing Board rule # 1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule # 1843 (a) & (d) (Medication, Drugs and Other Substances: Phenylbutazone, in excess of permitted level – 5.97 ug/ml).

The foregoing ruling was issued after Mr. Morgan contacted the Stewards by phone, waived his rights to a hearing and accepted the penalty imposed. Mr. Morgan opined that this first time starter simply failed to metabolize the medication in a timely fashion.

(3) HOWARD BAUER (07BM098)

The financial complaint filed against owner Howard Bauer by San Francisco Equine, Inc. (Steve Boyer, D.V.M.), was dismissed as neither party appeared. The alleged vet bill totaled \$566.50.

(4) CLEAR DAY

The afternoon racing program was conducted without incident.

(5) ATTENDANCE- HANDLE

On Track Attendance	1,608
N-Cal Attendance	4,143
On Track Handle	\$ 475,767.50
N-Cal Handle	\$ 1,407,670.90

10/18 THURSDAY

(1) CAL-BRED REPORT

The Cal-Bred race for Fillies and Mares, Three Years Old and Older, claiming \$10,5000 \$12,500, one mile and one sixteenth, failed to fill.

(2) DECLARATIONS

1 ST race #1 MINI TALES	(Tr. Jerry Hollendorfer)
Vet-sick, Dr. Isbell D.V.M.	Refunds \$ 152.00
 #5 HEAVEN ON HOLD	 (Tr. Greg Gilchrist)
Vet-sick, Dr. Isbell D.V.M.	Refunds \$ 380.00

These declarations reduced the field to three wagering interests and in accordance with California Horse Racing Board rule #1954 (Pari-mutuel Pools) no place or show wagering was offered.

(3) SEAN McLAUGHLIN (06BM084 , 07GG008)

Ruling # 41

In accordance with a stipulated agreement with the California Horse Racing Board, trainer Sean J. McLaughlin, who started the horses FEEL THE MUSIC, ninth place finisher in the fourth race on October 6, 2006 and NO DERBY, fifth place finisher in the fifth race on January 6, 2007 at Golden Gate Fields, is fined the sum of seven thousand five hundred dollars (\$7,500.00), suspended fifteen days (15) October 18, 2007 through November 1, 2007 and placed on probation for the term of one year from the date of this ruling, pursuant to California Horse Racing Board rule # 1887 (a) (Trainer to Insure Condition of Horse) for violation of rules #1843 (a) & (d) (Medication, Drugs and Other Substances- Albuterol – class III) and 1843.6 (d) & (1) & (2) (Total Carbon Dioxide testing 37.7 mm/l in excess of permitted level).

Furthermore, in accordance with the stipulated agreement the fine of seven thousand five hundred dollars (\$7,500.00) shall be stayed provided Mr. McLaughlin has no further violation of California Horse Racing Board rule # 1887 regarding class I, II or III medications during the term of probation.

The foregoing ruling was issued following a hearing to address the stipulated agreement between Mr. McLaughlin and the California Horse Racing Board.

(4) ATTENDANCE- HANDLE

On Track Attendance	1,737
N-Cal Attendance	3,940
On Track Handle	\$ 336,499.00
N-Cal Handle	\$ 1,106,478.60

10/19 FRIDAY

(1) CAL-BRED REPORT

The Cal-Bred race for Three Year Old Fillies, claiming \$10,500 - \$12,500, five and one half furlongs failed to fill.

(2) DECLARATION

2nd race #3 TEAM DECISION
Vet-sick, Dr. Isbell D.V.M.

(Tr. Dennis Hopkins)
Refunds \$ 2,401.44

(3) SARA K. ROSSON (07BM097)

Ruling # 42

Owner Sara K. Rosson having failed to respond to written notice to appear before the Board of Stewards at Bay Meadows on or before October 18, 2007, is hereby suspended for violation of California Horse Racing Board rule # 1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board rule # 1876 (Financial Responsibility).

The above ruling was issued as Ms. Rossen failed to appear for a scheduled hearing regarding a financial complaint filed against her by San Francisco Equine (D.V.M. Ken Allison) alleging an overdue vet bill (\$917.85)

(4) OBJECTION- NO CHANGE- 2ND RACE

The Stewards posted the objection following the second race at the request of trainer Jacob Aguilar (#2 CICHETARI MISS - Luis Contreras – 2nd) who lodged a claim of foul against #4 BOMBAY BEAU (Leslie Mawing), the winner.

After a thorough review the Stewards disallowed the objection. The tapes show #2 LICHETAR MISS raced in tight quarters along the rail around both turns of this one mile event, however the tapes of the race fail to confirm any interference by #4 BOMBAY BEAU.

(5) RIDER EXCUSED

Jockey Chad Schvaneveldt was ill and excused from his mounts.

(6) ATTENDANCE – HANDLE

On Track Attendance	7,417
N-Cal Attendance	9,960
On Track Handle	\$435,627.20
N-Cal Handle	\$1,241,543.70

10/20 SATURDAY

(1) CAL-BRED REPORT

The Cal-Bred race for Three Year Olds and Older, claiming price \$9,000-\$10,000, six furlongs failed to fill.

(2) DECLARATIONS

1ST race # 4 GAYLE'S GALA (Tr. Art Sherman)

Vet- injured in starting gate Dr. Franklin D.V.M. Refunds \$ 53,357.05

#5 CELTIC CROWN (Tr. Frank Lucarelli)

Vet- flipped/injured in starting gate Dr. Franklin D.V.M. Refunds \$12,515.77

These declarations reduced the field to four wagering interests and in accordance with California Horse Racing Board rule # 1954 (Pari-Mutuel Pools) no show wagering was offered.

4th race#7 CHARMING POINT (Tr. Stan Waterman)

Vet-sick, DR. Isbell D.V.M. Refunds \$ 656.20

5th race # 7 INOITWHENICEIT (Tr. Steve Miyadi)

Vet- injured, Dr. Isbell D.V.M. Refunds \$ 220.00

9th race #4 MR. REGAL (Tr. Armando Lage)

Vet- sick, Dr. Kerr D.V.M. Refunds \$2,207.27

(3) DISQUALIFICATION (07GG008)

Ruling # 43

Acting on a report from University of California at Davis Maddy Laboratories that the pre-race blood sample #TC81808 taken from the horse NO DERBY, fifth place finisher in the fifth race at Golden Gate Fields on January 6, 2007, contained a carbon dioxide level of 37.7 millimoles per liter, an amount in excess of the permitted level, a class III violation, it is hereby ordered that NO DERBY be disqualified from all purse monies earned and deemed unplaced, in accordance with California Horse Racing Board rule # 1859.5 (Disqualification Upon Positive Test Finding).

It is further ordered that all purse monies (\$650.00) earned or awarded to owner Sean McLaughlin, be returned to the Paymaster of Purses for redistribution pursuant to California Horse Racing Board rule #1760 (Purse Award or Prize To Be Withheld).

The revised order of finish is as follows

5th ANOTHER HOUSE

All Records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board rule # 1956 (Race Declared Official) this ruling shall not affect the pari-mutuel payoffs.

The foregoing ruling was issued following a hearing held on October 14, 2007 for owner/trainer Sean McLaughlin regarding his stipulated agreement with the California Horse Racing Board to settle this matter.

(4) DELAY IN FIRST POST

#5 CELTIC CROWN (jockey Luis Contreras) flipped in the starting gate and injured herself. In addition the four-year-old filly injured #4 GAYLE'S GALA (jockey Kyle Kaenel). Both horses were declared on the recommendation of track veterinarian Dr. Forrest Franklin D.V.M. and resulted in a six-minute delay in post time.

(5) RIDER EXCUSED

Jockey Marcario Rodriguez was ill and excused from his riding engagements.

(6) INQUIRY – NO CHANGE- 7TH RACE

The Stewards posted the inquiry sign following the seventh race in order to review an incident near the ¼ pole. The tapes show #1 SWING OUT (Barrington Harvey) clip heels and bobble while racing in very tight quarters.

The films were inconclusive and the Stewards could not put the blame on any particular horse and therefore made no change in the original order of finish.

(7) ATTENDANCE HANDLE

On Track Attendance	5,781
N-Cal Attendance	9,246
On Track Handle	\$ 834,080.30
N-Cal Handle	\$ 2,116,587.10

10/20 SUNDAY

(1) CAL-BRED REPORT

The Cal-Bred race for Fillies and Mares, Three Years Old and Older, claiming price \$5,000, six furlongs, failed to fill.

(2) DECLARATIONS

3 rd race #3 ZARAGATERO	(Tr. Jacob Aguilar)
Vet- sick, Dr. Isbell D.V.M.	Refunds \$ 187.00
4 th race #1 ENSIGN MORANSKI	(Tr. A. L. Diaz)
Vet- unsound, Dr. Isbell D.V.M.	Refunds \$ 776.00
#9 SHYTRANDO	(Tr. Donna Elordi)
Stewards- Fractious in Paddock	Refunds \$ 2,397.17
7 th race #1 KNEELING PRIDE	(Tr. John Martin)
Vet-injured Dr. Isbell D.V.M.	Refunds \$298.00

8th race #4 SOCCER DAN
Stewards- Main Track Only

(Tr. Steve Miyadi)
Refunds \$ 602.90

(3) FRANK LANCELOTTI (07BM127)

Ruling # 44

Trainer Frank Lancelotti, who started the horse SEA OF SILVER, first place finisher in the eighth race at Bay Meadows Race Course on September 26, 2007, is fined the sum of four hundred dollars (\$400.00)* pursuant to California Horse Racing Board rule # 1887 (Trainer To Insure Condition of Horse) for violation of California Horse Racing Board rule # 1843 (a) & (d)(Medication, Drugs and Other Substances: Isoxsuprine- class VI).

The foregoing ruling was issued after Mr. Lancelotti requested and was granted a telephonic hearing. The veteran trainer accepted responsibility, stating he has used this class VI product on SEA OF SILVER'S feet for some time and it appears that he failed to cease treatments in a timely fashion or the medication built up in the animal's system.

(4) MYLES R. McMAHON (07BM001)

Ruling # 45

Owner Myles R. McMahon having now appeared and satisfied his financial responsibility to Equine Sports Medicine and Surgery Inc, ruling No. 14 issued at Bay Meadows Race Course on March 4, 2007 is hereby set aside and Mr. McMahon is deemed eligible for relicensing.

The foregoing ruling was issued as Mr. McMahon has satisfied his debt (\$1,744.69) to Equine Sports Medicine and Surgery.

(5) ATTENDANCE- HANDLE

On Track Attendance	2,818
N-Cal Attendance	5,841
On Track Handle	\$ 690,514.20
N-Cal Handle	\$ 1,775,134.70

STEWARDS' WEEKLY SUMMARY

	<u>Date</u>	<u>Date</u>	<u>Date</u>	<u>Date</u>	<u>Date</u>		<u>Total</u>
	<u>10/17</u>	<u>10/18</u>	<u>10/19</u>	<u>10/20</u>	<u>10/21</u>		
ACCIDENTS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		<u>6</u>
CAL-BRED RACES	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		<u>7</u>
CLAIMS	<u>1</u>	<u>2</u>	<u>5</u>	<u>2</u>	<u>0</u>		<u>130</u>
DISQUALIFICATIONS	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>		<u>8</u>
INQUIRIES/OBJECTIONS	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>	<u>0</u>		<u>22/9</u>
REFUNDS	<u>0</u>	<u>2</u>	<u>1</u>	<u>5</u>	<u>5</u>		<u>171</u>
RULINGS	<u>1</u>	<u>1</u>	<u>1</u>	<u>0</u>	<u>2</u>		<u>45</u>

Dennis Nevin

Randy Winick

Darrel McHargue